

STATE OF NORTH CAROLINA
DEPARTMENT OF TRANSPORTATION
RALEIGH, N.C.

C202023

CONTRACT AND
CONTRACT BONDS
FOR CONTRACT NO. C202023

WBS 33025.3.1 BRZ-1217(3)

T.I.P NO. B-3377

COUNTY OF WATAUGA
THIS IS THE ROADWAY & CULVERT CONTRACT
ROUTE NUMBER SR 1233 LENGTH 0.136 MILES
LOCATION BRIDGE OVER COVE CREEK AND APPROACHES ON SR-1233.

CONTRACTOR JAMES R. VANNOY & SONS CONSTRUCTION CO., INC.
ADDRESS P.O. BOX 635
JEFFERSON, NC 286400635

BIDS OPENED MARCH 17, 2009
CONTRACT EXECUTION APR 06 2009

James R. Vannoy Sons Const. Co., Inc. (3687).

Vendor 4 of 5 Vendors for Call Order 018 (Proposal ID C202023).

County: WATAUGA
Address: 1608 US Hwy 221 N
PO Box 635
Jefferson, NC 28640

Phone Number: 336-846-7191

Signature Check: This bid has been properly signed by J_M_Vannoy_3687.

Time Bid Received: Tue Mar 17 13:38:35 2009

Bid Checksum: 2E19AD47

Amendment Count: 0

Bidding Errors: No bidding errors.

Bid Total: \$661,632.55 ✓

Bond ID: SNC09190510

Bond was Verified: Yes.

Bond Required Percent: 5.00%

Minimum Check Amount: \$33,081.63

Bid Security Maximum: \$

Bond Agency Name:

Agency Execution Date: 3/13/2009 2:35:25 PM

Surety Name: Travelers Casualty and Surety Company of Ame

State of Incorporation:

Bond Company:

Bond Type:

Bond Appr Flag:

Bond Affirm:

Bond was Paid by Check: No.

DBE GOAL SET 7.0%
DBE GOAL MET 7.4%

LIST OF DBE PARTICIPANTS

VENDOR NUMBER	DBE NAME ADDRESS	WORK CODE TYPE OF WORK	CERT TYPE AMOUNT
4388	DB Foothills Construction Serv Inc 6081 Pea Ridge Pass, Hamptonville, NC 27020		Sub 34,524.00 ✓
12819	DB MILA'S TRUCKING COMPANY 160 Ivy Lane, Fleetwood, NC 28626		Sub 14,400.00 ✓
TOTAL:			\$48,924.00 ✓ 7.39% ✓

Miscellaneous Data Info - Contractor Responses:
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NON-COLLUSION AND DEBARMENT CERTIFICATION

Explanation of the prospective bidder that is unable to certify to any of the statements in this certification:

Explanation:
NOT ANSWERED
NOT ANSWERED
NOT ANSWERED
NOT ANSWERED

AWARD LIMITS ON MULTIPLE PROJECTS

By answering YES to this statement, the bidder acknowledges that they are using the award limits on multiple projects. No

It is the desire of the Bidder to be awarded contracts, the value of which will not exceed a total of NOT ANSWERED for those projects indicated herein, for which bids will be opened on (MM/DD/YY)

The Award Limits shall apply to the following projects:

Contract Number	County
NOT ANSWERED	
NOT ANSWERED	
NOT ANSWERED	
NOT ANSWERED	
NOT ANSWERED	
NOT ANSWERED	

Bid Bond Data Info - Contractor Responses:
=====

BondID: SNC09190510
Surety Registry Agency: surety2000
Verified?: Yes
Surety Agency: Travelers Casualty and Surety Company of America
Bond Execution Date: 3/13/2009 2:35:25 PM
Bond Amount: \$33,081.63 (Five Percent of Bid)

State of NC
Dept of Transportation

Date: 02-16-09
Revised:

Contract ID: C202023 Project(s): BRZ-1217(3)
Letting Date: 03-17-09 Call Order: 018
Bidder: 3687 - James R. Vannoy & Sons Const. Co., Inc.

Line No.	Item Description	Approx. Quantity and Units	Unit Price Dollars Cts	Bid Amount Dollars Ct
Section 0001 ROADWAY ITEMS				
Alt Group				
0001	0000100000-N MOBILIZATION	LUMP	LUMP	78,340.00
0002	0050000000-E SUPPLEMENTARY CLEARING & GRUB-BING	ACR 1.000	4.00000	4.00
0003	0057000000-E UNDERCUT EXCAVATION	CY 50.000	6.00000	300.00
0004	0063000000-N GRADING	LUMP	LUMP	33,280.00
0005	0080000000-E CLASS IV SUBGRADE STABILIZATION	TON 50.000	34.70000	1,735.00
0006	0106000000-E BORROW EXCAVATION	CY 2,150.000	12.03000	25,864.50
0007	0134000000-E DRAINAGE DITCH EXCAVATION	CY 100.000	4.00000	400.00
0008	0195000000-E SELECT GRANULAR MATERIAL	CY 50.000	49.55000	2,477.50
0009	0196000000-E FABRIC FOR SOIL STABILIZATION	SY 50.000	1.60000	80.00
0010	0318000000-E FOUNDATION CONDITIONING MATERIAL, MINOR STRS	TON 60.000	26.10000	1,566.00
0011	0372000000-E 18" RC PIPE CULVERTS, CLASS III	LF 92.000	27.70000	2,548.40

State of NC
Dept of Transportation

Date: 02-16-09
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Bidder: 3687 - James R. Vannoy & Sons Const. Co., Inc.

Line No.	Item Description	Approx. Quantity and Units	Unit Price		Bid Amount	
			Dollars	Cts	Dollars	Ct
0012	0706000000-E 12" BIT COAT CS PIPE CULVERTS, TYPE B 0.064" THICK	112.000 LF	26.00000		2,912.00	
0013	0708000000-E 15" BIT COAT CS PIPE CULVERTS, TYPE B 0.064" THICK	28.000 LF	31.00000		868.00	
0014	0714000000-E 18" BIT COAT CS PIPE CULVERTS, TYPE B 0.064" THICK	120.000 LF	33.60000		4,032.00	
0015	0805000000-E 12" BIT COAT CS PIPE ELBOWS, TYPE B 0.064" THICK	2.000 EA	103.70000		207.40	
0016	0995000000-E PIPE REMOVAL	417.000 LF	6.00000		2,502.00	
0017	1121000000-E AGGREGATE BASE COURSE	85.000 TON	28.00000		2,380.00	
0018	1220000000-E INCIDENTAL STONE BASE	50.000 TON	28.00000		1,400.00	
0019	1489000000-E ASPHALT CONC BASE COURSE, TYPE B25.0B	490.000 TON	79.50000		38,955.00	
0020	1525000000-E ASPHALT CONC SURFACE COURSE, TYPE SF9.5A	290.000 TON	79.50000		23,055.00	
0021	1560000000-E ASPHALT BINDER FOR PLANT MIX, GRADE PG 64-22	40.000 TON	451.00000		18,040.00	
0022	1693000000-E ASPHALT PLANT MIX, PAVEMENT REPAIR	15.000 TON	100.00000		1,500.00	
0023	2000000000-N RIGHT OF WAY MARKERS	21.000 EA	175.00000		3,675.00	

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Line No.	Item Description	Approx. Quantity and Units	Unit Price		Bid Amount	
			Dollars	Cts	Dollars	Ct
0024	2022000000-E SUBDRAIN EXCAVATION	CY 44.800	6.00000		268.80	
0025	2033000000-E SUBDRAIN FINE AGGREGATE	CY 33.600	52.50000		1,764.00	
0026	2044000000-E 6" PERFORATED SUBDRAIN PIPE	LF 200.000	1.55000		310.00	
0027	2055000000-E 6" SUBDRAIN PIPE WYES, TEES, & ELBOWS	EA 6.000	10.40000		62.40	
0028	2066000000-N CONCRETE PAD FOR SUBDRAIN PIPE OUTLET	EA 1.000	173.00000		173.00	
0029	2077000000-E 6" OUTLET PIPE (SUBDRAINS)	LF 6.000	3.00000		18.00	
0030	2190000000-N TEMPORARY STEEL PLATE COVERS FOR MASONRY DRAINAGE STRUCTURE	EA 2.000	23.20000		46.40	
0031	2286000000-N MASONRY DRAINAGE STRUCTURES	EA 12.000	1,200.00000		14,400.00	
0032	2366000000-N FRAME WITH TWO GRATES, STD 840.24	EA 5.000	750.00000		3,750.00	
0033	2367000000-N FRAME WITH TWO GRATES, STD 840.29	EA 6.000	750.00000		4,500.00	
0034	2396000000-N FRAME WITH COVER, STD 840.54	EA 1.000	750.00000		750.00	

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Date: 02-16-09
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Line No.	Item Description	Approx. Quantity and Units	Unit Price		Bid Amount	
			Dollars	Cts	Dollars	Ct
0035	2556000000-E SHOULDER BERM GUTTER	210.000 LF	25.00000		5,250.00	
0036	2577000000-E CONCRETE EXPRESSWAY GUTTER	365.000 LF	36.00000		13,140.00	
0037	3030000000-E STEEL BM GUARDRAIL	287.500 LF	15.90000		4,571.25	
0038	3045000000-E STEEL BM GUARDRAIL, SHOP CURVED	50.000 LF	20.00000		1,000.00	
0039	3150000000-N ADDITIONAL GUARDRAIL POSTS	5.000 EA	15.00000		75.00	
0040	3195000000-N GUARDRAIL ANCHOR UNITS, TYPE AT-1	1.000 EA	500.00000		500.00	
0041	3270000000-N GUARDRAIL ANCHOR UNITS, TYPE 350	3.000 EA	1,800.00000		5,400.00	
0042	3649000000-E RIP RAP, CLASS B	30.000 TON	38.20000		1,146.00	
0043	3656000000-E FILTER FABRIC FOR DRAINAGE	470.000 SY	1.50000		705.00	
0044	4400000000-E WORK ZONE SIGNS (STATIONARY)	443.000 SF	4.50000		1,993.50	
0045	4410000000-E WORK ZONE SIGNS (BARRICADE MOUNTED)	132.000 SF	6.25000		825.00	
0046	4430000000-N DRUMS	18.000 EA	36.00000		648.00	

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Line No.	Item Description	Approx. Quantity and Units	Unit Price		Bid Amount	
			Dollars	Cts	Dollars	Ct
0047	4445000000-E BARRICADES (TYPE III)	96.000 LF	22.00000		2,112.00	
0048	4516000000-N SKINNY DRUM	18.000 EA	28.50000		513.00	
0049	4810000000-E PAINT PAVEMENT MARKING LINES (4")	5,280.000 LF	0.44000		2,323.20	
0050	6000000000-E TEMPORARY SILT FENCE	1,050.000 LF	2.15000		2,257.50	
0051	6006000000-E STONE FOR EROSION CONTROL, CLASS A	180.000 TON	49.50000		8,910.00	
0052	6009000000-E STONE FOR EROSION CONTROL, CLASS B	85.000 TON	43.10000		3,663.50	
0053	6012000000-E SEDIMENT CONTROL STONE	160.000 TON	30.00000		4,800.00	
0054	6015000000-E TEMPORARY MULCHING	1.500 ACR	630.00000		945.00	
0055	6018000000-E SEED FOR TEMPORARY SEEDING	50.000 LB	3.80000		190.00	
0056	6021000000-E FERTILIZER FOR TEMPORARY SEED-ING	1.250 TON	900.00000		1,125.00	
0057	6024000000-E TEMPORARY SLOPE DRAINS	55.000 LF	5.40000		297.00	
0058	6027000000-N INLET PROTECTION AT TEMPORARY SLOPE DRAINS	1.000 EA	342.30000		342.30	

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Line No.	Item Description	Approx. Quantity and Units	Unit Price		Bid Amount	
			Dollars	Cts	Dollars	Ct
0059	6029000000-E SAFETY FENCE	410.000 LF	1.85000		758.50	
0060	6030000000-E SILT EXCAVATION	250.000 CY	6.00000		1,500.00	
0061	6036000000-E MATTING FOR EROSION CONTROL	1,900.000 SY	2.40000		4,560.00	
0062	6037000000-E COIR FIBER MAT	20.000 SY	4.60000		92.00	
0063	6038000000-E PERMANENT SOIL REINFORCEMENT MAT	55.000 SY	4.60000		253.00	
0064	6042000000-E 1/4" HARDWARE CLOTH	255.000 LF	5.85000		1,491.75	
0065	6070000000-N SPECIAL STILLING BASINS	4.000 EA	137.50000		550.00	
0066	6071030000-E COIR FIBER BAFFLES	75.000 LF	8.75000		656.25	
0067	6071050000-E *** SKIMMER (1-1/2")	3.000 EA	725.00000		2,175.00	
0068	6084000000-E SEEDING & MULCHING	8.000 ACR	1,985.00000		15,880.00	
0069	6087000000-E MOWING	1.000 ACR	100.00000		100.00	
0070	6090000000-E SEED FOR REPAIR SEEDING	50.000 LB	5.50000		275.00	

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Line No.	Item Description	Approx. Quantity and Units	Unit Price		Bid Amount	
			Dollars	Cts	Dollars	Ct
0071	6093000000-E FERTILIZER FOR REPAIR SEEDING	0.250 TON	900.00000		225.00	
0072	6096000000-E SEED FOR SUPPLEMENTAL SEEDING	50.000 LB	5.30000		265.00	
0073	6108000000-E FERTILIZER TOPDRESSING	0.750 TON	600.00000		450.00	
0074	6111000000-E IMPERVIOUS DIKE	260.000 LF	40.00000		10,400.00	
0075	6114000000-N SPECIALIZED HAND MOWING	5.000 HR	25.00000		125.00	
0076	6117000000-N RESPONSE FOR EROSION CONTROL	12.000 EA	225.00000		2,700.00	
0077 AA1	0360000000-E 12" RC PIPE CULVERTS, CLASS III	64.000 LF	28.35000		1,814.40	
0078 AA1	0366000000-E 15" RC PIPE CULVERTS, CLASS III	148.000 LF	30.25000		4,477.00	
0079 AA2	0360000000-E 12" RC PIPE CULVERTS, CLASS III	56.000 LF				
0080 AA2	0540000000-E ***" ALUMINIZED CORRUGATED STEEL PIPE CULVERTS, ****" THICK (12", 0.064")	8.000 LF				
0081 AA2	0540000000-E ***" ALUMINIZED CORRUGATED STEEL PIPE CULVERTS, ****" THICK (15", 0.064")	148.000 LF				

State of NC
 Dept of Transportation

Date: 02-16-09
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 Bidder: 3687 - James R. Vannoy & Sons Const. Co., Inc.

Line No.	Item Description	Approx. Quantity and Units	Unit Price		Bid Amount	
			Dollars	Cts	Dollars	Ct
0082 AA3	0360000000-E 12" RC PIPE CULVERTS, CLASS III	56.000 LF				
0083 AA3	0536000000-E ***" HDPE PIPE CULVERTS (12")	8.000 LF				
0084 AA3	0536000000-E ***" HDPE PIPE CULVERTS (15")	148.000 LF				
Section 0001 Total						383,644.55
Section 0002 CULVERT ITEMS						
Alt Group						
0085	8035000000-N REMOVAL OF EXISTING STRUCTURE AT STATION ***** (18+51.00-L-)	LUMP		LUMP		14,050.00
0086	8196000000-E CLASS A CONCRETE (CULVERT)	94.000 CY		460.00000		43,240.00
0087	8590000000-E RIP RAP, CLASS ** (I)	41.600 TON		40.00000		1,664.00
0088	8804000000-N GENERIC CULVERT ITEM PRECAST REINF CONC THREE SIDED CULVERT AT STA 18+51.00 -L-	LUMP		LUMP		219,034.00
Section 0002 Total						277,988.00
Bid Total						661,632.55 ✓

NON-COLLUSION AND DEBARMENT CERTIFICATION

The bidder certifies that neither he, nor any official, agent or employee of the bidder has entered into any agreement, participated in any collusion, or otherwise taken any action which is in restraint of free competitive bidding in connection with this bid, and that the bidder intends to do the work with its own bonafide employees or subcontractors and is not bidding for the benefit of another contractor. In addition, submitting this electronic bid constitutes the bidder's certification of Status under penalty of perjury under the laws of the United States and in accordance with the Debarment Certification on file with the Department.

By submitting this bid, the bidder certifies to the best of his knowledge and belief that he and his principals:

- a. Are not presently debarred, suspended, proposed for debarment, declared ineligible, or voluntarily excluded from covered transactions by any Federal department or agency;
- b. Have not within a three-year period preceding this proposal been convicted of or had a civil judgment rendered against them for commission of fraud or a criminal offense in connection with obtaining, attempting to obtain, or performing a public (Federal, State or local) transaction or contract under a public transaction; violation of Federal or State antitrust statutes or commission of embezzlement, theft, forgery, bribery, falsification or destruction of records; making false statements; or receiving stolen property;
- c. Are not presently indicted for or otherwise criminally or civilly charged by a governmental entity (Federal, State or local) with commission of any of the offenses enumerated in paragraph b. of this certification; and
- d. Have not within a three-year period preceding this proposal had one or more public transactions (Federal, State or local) terminated for cause or default.

Where the prospective bidder is unable to certify to any of the statements in this certification, the bidder shall submit an explanation in the blanks provided herein. The explanation will not necessarily result in denial of participation in a contract.

Explanation:
NOT ANSWERED
NOT ANSWERED
NOT ANSWERED
NOT ANSWERED

If the prequalified bidder's status changes, he shall immediately submit a new fully executed non-collusion affidavit and debarment certification with an explanation of the change to the Contract Office prior to submitting the bid.

Failure to furnish a certification or an explanation will be grounds for rejection of a bid

AWARD LIMITS ON MULTIPLE PROJECTS

By answering YES to this statement, the bidder acknowledges that they are using the award limits on multiple projects. No

A bidder who desires to bid on more than one project on which bids are to be opened on the same date, and who also desires to avoid receiving an award of more projects than he is equipped to handle, may bid on any number of projects but may limit the total amount of work awarded to him on selected projects by completing the AWARD LIMITS ON MULTIPLE PROJECTS.

The Award Limits on Multiple Projects must be filled in on each project bid for which the Bidder desires protection.

It is the desire of the Bidder to be awarded contracts, the value of which will not exceed a total of NOT ANSWERED for those projects indicated herein, for which bids will be opened on (MM/DD/YY)

The Award Limits shall apply to the following projects:

Contract Number	County
NOT ANSWERED	
NOT ANSWERED	
NOT ANSWERED	
NOT ANSWERED	
NOT ANSWERED	
NOT ANSWERED	

It is agreed that if I am (we are) the low Bidder(s) on indicated projects, the total value of which is more than the above stipulated award limits, the Board of Transportation will award me (us) projects from among those indicated that have a total value not to exceed the award limit and will result in the lowest total bids to the Department of Transportation.

NORTH CAROLINA STATE DEPARTMENT OF TRANSPORTATION
DBE COMMITMENT ITEMS

DATE: 02-16-09
PAGE: 11

PROPOSAL: C202023
LETTING: L090317 CALL: 018
VENDOR: 3687 James R. Vannoy & Sons Const. Co., Inc.

LINE NO.	ITEM NO.	ITEM DESC.	UNIT TYPE	SUBCONTRACTOR QUANTITY	SUBCONTRACTOR UNIT PRICE	EXTENDED AMOUNT
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DBE SUBCONTRACTOR: 4388 Foothills Construction Serv Inc
Will Use Quote: Yes

0054	6015000000-E	TEMPORARY MU	ACR	1.500	630.00000	945.00
0050	6000000000-E	TEMPORARY SI	LF	1050.000	2.15000	2257.50
0055	6018000000-E	SEED FOR TEM	LB	50.000	3.80000	190.00
0056	6021000000-E	FERT FOR TEM	TON	1.250	900.00000	1125.00
0059	6029000000-E	SAFETY FENCE	LF	410.000	1.85000	758.50
0061	6036000000-E	MATTING FOR	SY	1900.000	2.40000	4560.00
0062	6037000000-E	COIR FIBER M	SY	20.000	4.60000	92.00
0063	6038000000-E	PERM SOIL RE	SY	55.000	4.60000	253.00
0064	6042000000-E	1/4" HARDWAR	LF	255.000	5.85000	1491.75
0066	6071030000-E	COIR FIBER B	LF	75.000	8.75000	656.25
0067	6071050000-E	**" SKIMMER	EA	3.000	725.00000	2175.00
0068	6084000000-E	SEEDING AND	ACR	8.000	1985.00000	15880.00
0069	6087000000-E	MOWING	ACR	1.000	100.00000	100.00
0070	6090000000-E	SEED FOR REP	LB	50.000	5.50000	275.00
0071	6093000000-E	FERT FOR REP	TON	0.250	900.00000	225.00
0072	6096000000-E	SEED FOR SUP	LB	50.000	5.30000	265.00
0073	6108000000-E	FERTILIZER T	TON	0.750	600.00000	450.00
0075	6114000000-N	SPECIALIZED	HR	5.000	25.00000	125.00
0076	6117000000-N	RESPONSE FOR	EA	12.000	225.00000	2700.00

DBE COMMITMENT TOTAL FOR SUBCONTRACTOR: 34,524.00 ✓
DBE COMMITMENT TOTAL FOR VENDOR (SubContractor) 34,524.

DBE SUBCONTRACTOR: 12819 MILA'S TRUCKING COMPANY
Will Use Quote: Yes

0031	2286000000-N	MASNRY DRAIN	EA	12.000	1200.00000	14400.00
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DBE COMMITMENT TOTAL FOR SUBCONTRACTOR: 14,400.00 ✓
DBE COMMITMENT TOTAL FOR VENDOR (SubContractor) 14,400.

TOTAL DBE COMMITMENT FOR VENDOR: Entered: 7.39% or 48924.00
Required: 7.00% or 46314.28
<GOAL MET>

Line #	ItemNumber	Sec #	Description	Quantity Unit	Unit Bid Price	Amount Bid
ROADWAY ITEMS						
0001	0000100000-N	800	MOBILIZATION	Lump Sum LS	78,340.00	78,340.00
0002	0050000000-E	226	SUPPLEMENTARY CLEARING & GRUB- BING	1 ACR	4.00	4.00
0003	0057000000-E	226	UNDERCUT EXCAVATION	50 CY	6.00	300.00
0004	0063000000-N	SP	GRADING	Lump Sum LS	33,280.00	33,280.00
0005	0080000000-E	SP	CLASS IV SUBGRADE STABILIZA- TION	50 TON	34.70	1,735.00
0006	0106000000-E	230	BORROW EXCAVATION	2,150 CY	12.03	25,864.50
0007	0134000000-E	240	DRAINAGE DITCH EXCAVATION	100 CY	4.00	400.00
0008	0195000000-E	265	SELECT GRANULAR MATERIAL	50 CY	49.55	2,477.50
0009	0196000000-E	270	FABRIC FOR SOIL STABILIZATION	50 SY	1.60	80.00
0010	0318000000-E	300	FOUNDATION CONDITIONING MATE- RIAL, MINOR STRS	60 TON	26.10	1,566.00
0011	0372000000-E	310	18" RC PIPE CULVERTS, CLASS III	92 LF	27.70	2,548.40
0012	0706000000-E	310	12" BIT COAT CS PIPE CULVERTS, TYPE B 0.064" THICK	112 LF	26.00	2,912.00
0013	0708000000-E	310	15" BIT COAT CS PIPE CULVERTS, TYPE B 0.064" THICK	28 LF	31.00	868.00
0014	0714000000-E	310	18" BIT COAT CS PIPE CULVERTS, TYPE B 0.064" THICK	120 LF	33.60	4,032.00
0015	0805000000-E	310	12" BIT COAT CS PIPE ELBOWS, TYPE B 0.064" THICK	2 EA	103.70	207.40
0016	0995000000-E	340	PIPE REMOVAL	417 LF	6.00	2,502.00
0017	1121000000-E	520	AGGREGATE BASE COURSE	85 TON	28.00	2,380.00
0018	1220000000-E	545	INCIDENTAL STONE BASE	50 TON	28.00	1,400.00

Contract Item Sheets For C202023

Line #	ItemNumber	Sec #	Description	Quantity Unit	Unit Bid Price	Amount Bid
0019	1489000000-E	610	ASPHALT CONC BASE COURSE, TYPE B25.0B	490 TON	79.50	38,955.00
0020	1525000000-E	610	ASPHALT CONC SURFACE COURSE, TYPE SF9.5A	290 TON	79.50	23,055.00
0021	1560000000-E	620	ASPHALT BINDER FOR PLANT MIX, GRADE PG 64-22	40 TON	451.00	18,040.00
0022	1693000000-E	654	ASPHALT PLANT MIX, PAVEMENT REPAIR	15 TON	100.00	1,500.00
0023	2000000000-N	806	RIGHT OF WAY MARKERS	21 EA	175.00	3,675.00
0024	2022000000-E	815	SUBDRAIN EXCAVATION	44.8 CY	6.00	268.80
0025	2033000000-E	815	SUBDRAIN FINE AGGREGATE	33.6 CY	52.50	1,764.00
0026	2044000000-E	815	6" PERFORATED SUBDRAIN PIPE	200 LF	1.55	310.00
0027	2055000000-E	815	6" SUBDRAIN PIPE WYES, TEES, & ELBOWS	6 EA	10.40	62.40
0028	2066000000-N	815	CONCRETE PAD FOR SUBDRAIN PIPE OUTLET	1 EA	173.00	173.00
0029	2077000000-E	815	6" OUTLET PIPE (SUBDRAINS)	6 LF	3.00	18.00
0030	2190000000-N	828	TEMPORARY STEEL PLATE COVERS FOR MASONRY DRAINAGE STRUCTURE	2 EA	23.20	46.40
0031	2286000000-N	840	MASONRY DRAINAGE STRUCTURES	12 EA	1,200.00	14,400.00
0032	2366000000-N	840	FRAME WITH TWO GRATES, STD 840.24	5 EA	750.00	3,750.00
0033	2367000000-N	840	FRAME WITH TWO GRATES, STD 840.29	6 EA	750.00	4,500.00
0034	2396000000-N	840	FRAME WITH COVER, STD 840.54	1 EA	750.00	750.00
0035	2556000000-E	846	SHOULDER BERM GUTTER	210 LF	25.00	5,250.00
0036	2577000000-E	846	CONCRETE EXPRESSWAY GUTTER	365 LF	36.00	13,140.00

Line #	ItemNumber	Sec #	Description	Quantity Unit	Unit Bid Price	Amount Bid
0037	3030000000-E	862	STEEL BM GUARDRAIL	287.5 LF	15.90	4,571.25
0038	3045000000-E	862	STEEL BM GUARDRAIL, SHOP CURVED	50 LF	20.00	1,000.00
0039	3150000000-N	862	ADDITIONAL GUARDRAIL POSTS	5 EA	15.00	75.00
0040	3195000000-N	862	GUARDRAIL ANCHOR UNITS, TYPE AT-1	1 EA	500.00	500.00
0041	3270000000-N	SP	GUARDRAIL ANCHOR UNITS, TYPE 350	3 EA	1,800.00	5,400.00
0042	3649000000-E	876	RIP RAP, CLASS B	30 TON	38.20	1,146.00
0043	3656000000-E	876	FILTER FABRIC FOR DRAINAGE	470 SY	1.50	705.00
0044	4400000000-E	1110	WORK ZONE SIGNS (STATIONARY)	443 SF	4.50	1,993.50
0045	4410000000-E	1110	WORK ZONE SIGNS (BARRICADE MOUNTED)	132 SF	6.25	825.00
0046	4430000000-N	1130	DRUMS	18 EA	36.00	648.00
0047	4445000000-E	1145	BARRICADES (TYPE III)	96 LF	22.00	2,112.00
0048	4516000000-N	1180	SKINNY DRUM	18 EA	28.50	513.00
0049	4810000000-E	1205	PAINT PAVEMENT MARKING LINES (4")	5,280 LF	0.44	2,323.20
0050	6000000000-E	1605	TEMPORARY SILT FENCE	1,050 LF	2.15	2,257.50
0051	6006000000-E	1610	STONE FOR EROSION CONTROL, CLASS A	180 TON	49.50	8,910.00
0052	6009000000-E	1610	STONE FOR EROSION CONTROL, CLASS B	85 TON	43.10	3,663.50
0053	6012000000-E	1610	SEDIMENT CONTROL STONE	160 TON	30.00	4,800.00
0054	6015000000-E	1615	TEMPORARY MULCHING	1.5 ACR	630.00	945.00
0055	6018000000-E	1620	SEED FOR TEMPORARY SEEDING	50 LB	3.80	190.00

Contract Item Sheets For C202023

Line #	ItemNumber	Sec #	Description	Quantity Unit	Unit Bid Price	Amount Bid
0056	6021000000-E	1620	FERTILIZER FOR TEMPORARY SEED- ING	1.25 TON	900.00	1,125.00
0057	6024000000-E	1622	TEMPORARY SLOPE DRAINS	55 LF	5.40	297.00
0058	6027000000-N	1622	INLET PROTECTION AT TEMPORARY SLOPE DRAINS	1 EA	342.30	342.30
0059	6029000000-E	SP	SAFETY FENCE	410 LF	1.85	758.50
0060	6030000000-E	1630	SILT EXCAVATION	250 CY	6.00	1,500.00
0061	6036000000-E	1631	MATTING FOR EROSION CONTROL	1,900 SY	2.40	4,560.00
0062	6037000000-E	SP	COIR FIBER MAT	20 SY	4.60	92.00
0063	6038000000-E	SP	PERMANENT SOIL REINFORCEMENT MAT	55 SY	4.60	253.00
0064	6042000000-E	1632	1/4" HARDWARE CLOTH	255 LF	5.85	1,491.75
0065	6070000000-N	SP	SPECIAL STILLING BASINS	4 EA	137.50	550.00
0066	6071030000-E	SP	COIR FIBER BAFFLES	75 LF	8.75	656.25
0067	6071050000-E	SP	*** SKIMMER (1-1/2")	3 EA	725.00	2,175.00
0068	6084000000-E	1660	SEEDING & MULCHING	8 ACR	1,985.00	15,880.00
0069	6087000000-E	1660	MOWING	1 ACR	100.00	100.00
0070	6090000000-E	1661	SEED FOR REPAIR SEEDING	50 LB	5.50	275.00
0071	6093000000-E	1661	FERTILIZER FOR REPAIR SEEDING	0.25 TON	900.00	225.00
0072	6096000000-E	1662	SEED FOR SUPPLEMENTAL SEEDING	50 LB	5.30	265.00
0073	6108000000-E	1665	FERTILIZER TOPDRESSING	0.75 TON	600.00	450.00
0074	6111000000-E	SP	IMPERVIOUS DIKE	260 LF	40.00	10,400.00

Contract Item Sheets For C202023

Line #	ItemNumber	Sec #	Description	Quantity Unit	Unit Bid Price	Amount Bid
0075	6114000000-N	SP	SPECIALIZED HAND MOWING	5 HR	25.00	125.00
0076	6117000000-N	SP	RESPONSE FOR EROSION CONTROL	12 EA	225.00	2,700.00
<p>***** BEGIN SCHEDULE AA ***** ***** (3 ALTERNATES) *****</p>						
0077 AA1	0360000000-E	310	12" RC PIPE CULVERTS, CLASS III	64 LF	28.35	1,814.40
0078 AA1	0366000000-E	310	15" RC PIPE CULVERTS, CLASS III	148 LF	30.25	4,477.00
<p>*** OR ***</p>						
0079 AA2	0360000000-E	310	12" RC PIPE CULVERTS, CLASS III	56 LF		
0080 AA2	0540000000-E	SP	**** ALUMINIZED CORRUGATED STEEL PIPE CULVERTS, **** THICK (12", 0.064")	8 LF		
0081 AA2	0540000000-E	SP	**** ALUMINIZED CORRUGATED STEEL PIPE CULVERTS, **** THICK (15", 0.064")	148 LF		
<p>*** OR ***</p>						
0082 AA3	0360000000-E	310	12" RC PIPE CULVERTS, CLASS III	56 LF		
0083 AA3	0536000000-E	SP	**** HDPE PIPE CULVERTS (12")	8 LF		
0084 AA3	0536000000-E	SP	**** HDPE PIPE CULVERTS (15")	148 LF		
<p>***** END SCHEDULE AA *****</p>						

Contract Item Sheets For C202023

Line #	ItemNumber	Sec #	Description	Quantity Unit	Unit Bid Price	Amount Bid
0085	8035000000-N	402	REMOVAL OF EXISTING STRUCTURE AT STATION ***** (18+51.00-L-)	Lump Sum LS	14,050.00	14,050.00
0086	8196000000-E	420	CLASS A CONCRETE (CULVERT)	94 CY	460.00	43,240.00
0087	8590000000-E	876	RIP RAP, CLASS ** (I)	41.6 TON	40.00	1,664.00
0088	8804000000-N	SP	GENERIC CULVERT ITEM PRECAST REINF CONC THREE SIDED CULVERT AT STA 18+51.00 -L-	Lump Sum LS	219,034.00	219,034.00

TOTAL AMOUNT OF BID FOR ENTIRE PROJECT**\$661,632.55** ✓

1404/Mar30/Q17717.25/D295827180000/E88

Contract Number C202023
County Watauga

Rev 7-20-08

**EXECUTION OF CONTRACT
NON-COLLUSION AFFIDAVIT AND DEBARMENT CERTIFICATION
CORPORATION**

The Contractor being duly sworn, solemnly swears (or affirms) that neither he, nor any official, agent or employee has entered into any agreement, participated in any collusion, or otherwise taken any action which is in restraint of free competitive bidding in connection with this Contract, and that the Contractor intends to do the work with his own bonafide employees or subcontractors and did not bid for the benefit of another contractor.

By submitting this Execution of Contract, Non-Collusion affidavit and Debarment Certification, the Contractor is certifying his status under penalty of perjury under the laws of the United States in accordance with the Debarment Certification attached, provided that the Debarment Certification also includes any required statements concerning exceptions that are applicable.

SIGNATURE OF CONTRACTOR

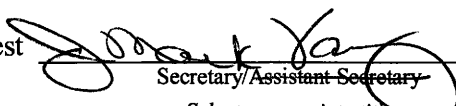
James R. Vannoy & Sons Construction Company, Inc.

Full name of Corporation

PO Box 635 Jefferson, NC 28640

Address as Prequalified

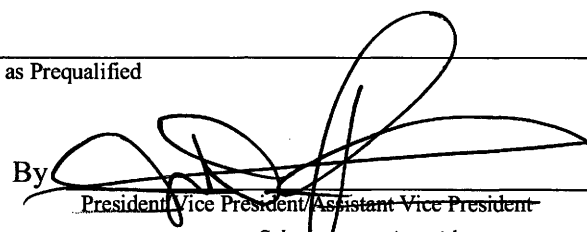
Attest


Secretary/Assistant Secretary
Select appropriate title

J. Mark Vannoy

Print or type Signer's name

By


President/Vice President/Assistant Vice President
Select appropriate title

J. Dennis Pennington

Print or type Signer's name

CORPORATE SEAL

AFFIDAVIT MUST BE NOTARIZED

NOTARY SEAL

Subscribed and sworn to before me this the

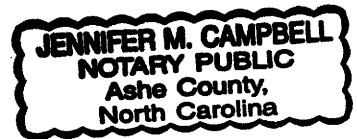
27th day of March 2009


Signature of Notary Public

of Ashe County

State of NC

My Commission Expires: 2-4-2011



DEBARMENT CERTIFICATION OF CONTRACTOR

Conditions for certification:

1. The Contractor shall provide immediate written notice to the Department if at any time the Contractor learns that his certification was erroneous when he submitted his debarment certification or explanation that is on file with the Department, or has become erroneous because of changed circumstances.
2. The terms *covered transaction*, *debarred*, *suspended*, *ineligible*, *lower tier covered transaction*, *participant*, *person*, *primary covered transaction*, *principal*, *proposal*, and *voluntarily excluded*, as used in this provision, have the meanings set out in the Definitions and Coverage sections of the rules implementing Executive Order 12549. A copy of the Federal Rules requiring this certification and detailing the definitions and coverages may be obtained from the Contract Officer of the Department.
3. The Contractor agrees by submitting this form, that he will not knowingly enter into any lower tier covered transaction with a person who is debarred, suspended, declared ineligible, or voluntarily excluded from participation in NCDOT contracts, unless authorized by the Department.
4. For Federal Aid projects, the Contractor further agrees that by submitting this form he will include the Federal-Aid Provision titled *Required Contract Provisions Federal-Aid Construction Contract (Form FHWA PR 1273)* provided by the Department, without subsequent modification, in all lower tier covered transactions.
5. The Contractor may rely upon a certification of a participant in a lower tier covered transaction that he is not debarred, suspended, ineligible, or voluntarily excluded from the covered transaction, unless he knows that the certification is erroneous. The Contractor may decide the method and frequency by which he will determine the eligibility of his subcontractors.
6. Nothing contained in the foregoing shall be construed to require establishment of a system of records in order to render in good faith the certification required by this provision. The knowledge and information of a participant is not required to exceed that which is normally possessed by a prudent person in the ordinary course of business dealings.
7. Except as authorized in paragraph 3 herein, the Department may terminate any contract if the Contractor knowingly enters into a lower tier covered transaction with a person who is suspended, debarred, ineligible, or voluntarily excluded from participation in this transaction, in addition to other remedies available by the Federal Government.

DEBARMENT CERTIFICATION

The Contractor certifies to the best of his knowledge and belief, that he and his principals:

- a. Are not presently debarred, suspended, proposed for debarment, declared ineligible, or voluntarily excluded from covered transactions by any Federal department or agency;
- b. Have not within a three-year period preceding this proposal been convicted of or had a civil judgment rendered against them for commission of fraud or a criminal offense in connection with obtaining, attempting to obtain, or performing a public (Federal, State or local) transaction or contract under a public transaction; violation of Federal or State antitrust statutes or commission of embezzlement, theft, forgery, bribery, falsification or destruction of records; making false statements; or receiving stolen property;
- c. Are not presently indicted for or otherwise criminally or civilly charged by a governmental entity (Federal, State or local) with commission of any of the offenses enumerated in paragraph b. of this certification; and
- d. Have not within a three-year period preceding this proposal had one or more public transactions (Federal, State or local) terminated for cause or default.
- e. If status changes, will submit a revised Debarment Certification immediately.

If the Contractor cannot certify that he is not debarred, he shall provide an explanation with this submittal. An explanation will not necessarily result in denial of participation in a contract.

Failure to submit a non-collusion affidavit and debarment certification will result in the Contractor's bid being considered non-responsive.

Check here if an explanation is attached to this certification.

Contract No C202023

County (ies): Watauga

ACCEPTED BY THE
DEPARTMENT OF TRANSPORTATION



Contract Officer



Date

Execution of Contract and Bonds
Approved as to Form:



Assistant Attorney General

Contract No. C202023
County Watauga

(Rev 7-10-08)

CONTRACT PAYMENT BOND

Date of Payment Bond Execution March 27, 2009

Name of Principal Contractor James R. Vannoy & Sons Construction Company, Inc.

Name of Surety: Traveler's Casualty & Surety Co. of America

Name of Contracting Body: **North Carolina Department of Transportation**
Raleigh, North Carolina

Amount of Bond: \$661,632.55

Contract ID No.: C202023

County Name: Watauga

KNOW ALL MEN BY THESE PRESENTS, That we, the PRINCIPAL CONTRACTOR (hereafter, PRINCIPAL) and SURETY above named, are held and firmly bound unto the above named Contracting Body, hereinafter called the Contracting Body, in the penal sum of the amount stated above for the payment of which sum well and truly to be made, we bind ourselves, our heirs, executors, administrators, and successors, jointly and severally, firmly by these presents.

THE CONDITION OF THIS OBLIGATION IS SUCH, that whereas the principal entered into a certain contract with the Contracting Body, numbered as shown above and hereto attached:

NOW THEREFORE, if the principal shall promptly make payment to all persons supplying labor and material in the prosecution of the work provided for in said contract, and any and all duly authorized modifications of said contract that may hereafter be made, notice of which modifications to the surety being hereby waived, then this obligation to be void; otherwise to remain in full force and virtue.

IN WITNESS WHEREOF, the above-bound parties have executed this instrument under their several seals on the date indicated above, the name and corporate seal of each corporate party being hereto affixed and these presents duly signed by its undersigned representative, pursuant to authority of its governing body.

Contract No. C202023
County Watauga

(Rev 7-10-08)

CONTRACT PAYMENT BOND

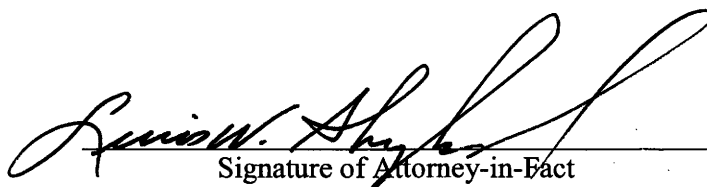
Affix Seal of Surety Company

Traveler's Casualty & Surety Co of America

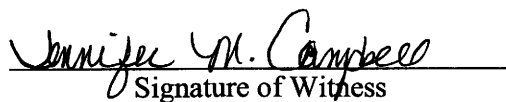
Print or type Surety Company Name

By Lewis W. Shepherd

Print, stamp or type name of Attorney-in-Fact



Signature of Attorney-in-Fact



Signature of Witness

Jennifer M. Campbell

Print or type Witness's name

PO Box 390 West Jefferson, NC 28694

Address of Attorney-in-Fact

Contract No. C202023
County Watauga

(Rev 7-10-08)

CONTRACT PAYMENT BOND

CORPORATION

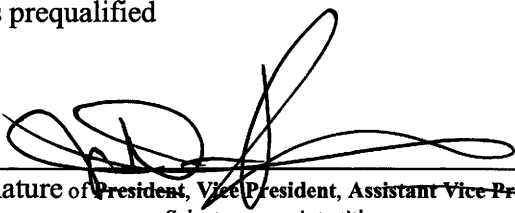
SIGNATURE OF CONTRACTOR (Principal)

James R. Vannoy & Sons Construction Company, Inc.

Full name of Corporation

PO Box 635 Jefferson, NC 28640

Address as prequalified

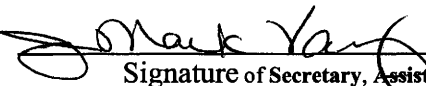
By 

Signature of ~~President, Vice President, Assistant Vice President~~
Select appropriate title

J. Dennis Pennington

Print or type Signer's name

Affix Corporate Seal

Attest 

Signature of ~~Secretary, Assistant Secretary~~
Select appropriate title

J. Mark Vannoy

Print or type Signer's name



POWER OF ATTORNEY

Farmington Casualty Company
Fidelity and Guaranty Insurance Company
Fidelity and Guaranty Insurance Underwriters, Inc.
Seaboard Surety Company
St. Paul Fire and Marine Insurance Company

St. Paul Guardian Insurance Company
St. Paul Mercury Insurance Company
Travelers Casualty and Surety Company
Travelers Casualty and Surety Company of America
United States Fidelity and Guaranty Company

Attorney-In Fact No. 214726

Certificate No. 000543584

KNOW ALL MEN BY THESE PRESENTS: That Seaboard Surety Company is a corporation duly organized under the laws of the State of New York, that St. Paul Fire and Marine Insurance Company, St. Paul Guardian Insurance Company and St. Paul Mercury Insurance Company are corporations duly organized under the laws of the State of Minnesota, that Farmington Casualty Company, Travelers Casualty and Surety Company, and Travelers Casualty and Surety Company of America are corporations duly organized under the laws of the State of Connecticut, that United States Fidelity and Guaranty Company is a corporation duly organized under the laws of the State of Maryland, that Fidelity and Guaranty Insurance Company is a corporation duly organized under the laws of the State of Iowa, and that Fidelity and Guaranty Insurance Underwriters, Inc. is a corporation duly organized under the laws of the State of Wisconsin (herein collectively called the "Companies"), and that the Companies do hereby make, constitute and appoint

Christopher V. Miller, David C. Miller, and Lewis W. Shepherd

of the City of West Jefferson, State of North Carolina, their true and lawful Attorney(s)-in-Fact, each in their separate capacity if more than one is named above, to sign, execute, seal and acknowledge any and all bonds, recognizances, conditional undertakings and other writings obligatory in the nature thereof on behalf of the Companies in their business of guaranteeing the fidelity of persons, guaranteeing the performance of contracts and executing or guaranteeing bonds and undertakings required or permitted in any actions or proceedings allowed by law.

IN WITNESS WHEREOF, the Companies have caused this instrument to be signed and their corporate seals to be hereto affixed, this 21st day of February, 2006

Farmington Casualty Company
Fidelity and Guaranty Insurance Company
Fidelity and Guaranty Insurance Underwriters, Inc.
Seaboard Surety Company
St. Paul Fire and Marine Insurance Company

St. Paul Guardian Insurance Company
St. Paul Mercury Insurance Company
Travelers Casualty and Surety Company
Travelers Casualty and Surety Company of America
United States Fidelity and Guaranty Company



State of Connecticut
City of Hartford ss.

By: [Signature]
George W. Thompson, Senior Vice President

On this the 21st day of February, 2006, before me personally appeared George W. Thompson, who acknowledged himself to be the Senior Vice President of Farmington Casualty Company, Fidelity and Guaranty Insurance Company, Fidelity and Guaranty Insurance Underwriters, Inc., Seaboard Surety Company, St. Paul Fire and Marine Insurance Company, St. Paul Guardian Insurance Company, St. Paul Mercury Insurance Company, Travelers Casualty and Surety Company, Travelers Casualty and Surety Company of America, and United States Fidelity and Guaranty Company, and that he, as such, being authorized so to do, executed the foregoing instrument for the purposes therein contained by signing on behalf of the corporations by himself as a duly authorized officer.

In Witness Whereof, I hereunto set my hand and official seal. My Commission expires the 30th day of June, 2006.



[Signature]
Marie C. Tetreault, Notary Public

This Power of Attorney is granted under and by the authority of the following resolutions adopted by the Boards of Directors of Farmington Casualty Company, Fidelity and Guaranty Insurance Company, Fidelity and Guaranty Insurance Underwriters, Inc., Seaboard Surety Company, St. Paul Fire and Marine Insurance Company, St. Paul Guardian Insurance Company, St. Paul Mercury Insurance Company, Travelers Casualty and Surety Company, Travelers Casualty and Surety Company of America, and United States Fidelity and Guaranty Company, which resolutions are now in full force and effect, reading as follows:

RESOLVED, that the Chairman, the President, any Vice Chairman, any Executive Vice President, any Senior Vice President, any Vice President, any Second Vice President, the Treasurer, any Assistant Treasurer, the Corporate Secretary or any Assistant Secretary may appoint Attorneys-in-Fact and Agents to act for and on behalf of the Company and may give such appointee such authority as his or her certificate of authority may prescribe to sign with the Company's name and seal with the Company's seal bonds, recognizances, contracts of indemnity, and other writings obligatory in the nature of a bond, recognizance, or conditional undertaking, and any of said officers or the Board of Directors at any time may remove any such appointee and revoke the power given him or her; and it is

FURTHER RESOLVED, that the Chairman, the President, any Vice Chairman, any Executive Vice President, any Senior Vice President or any Vice President may delegate all or any part of the foregoing authority to one or more officers or employees of this Company, provided that each such delegation is in writing and a copy thereof is filed in the office of the Secretary; and it is

FURTHER RESOLVED, that any bond, recognizance, contract of indemnity, or writing obligatory in the nature of a bond, recognizance, or conditional undertaking shall be valid and binding upon the Company when (a) signed by the President, any Vice Chairman, any Executive Vice President, any Senior Vice President or any Vice President, any Second Vice President, the Treasurer, any Assistant Treasurer, the Corporate Secretary or any Assistant Secretary and duly attested and sealed with the Company's seal by a Secretary or Assistant Secretary; or (b) duly executed (under seal, if required) by one or more Attorneys-in-Fact and Agents pursuant to the power prescribed in his or her certificate or their certificates of authority or by one or more Company officers pursuant to a written delegation of authority; and it is

FURTHER RESOLVED, that the signature of each of the following officers: President, any Executive Vice President, any Senior Vice President, any Vice President, any Assistant Vice President, any Secretary, any Assistant Secretary, and the seal of the Company may be affixed by facsimile to any power of attorney or to any certificate relating thereto appointing Resident Vice Presidents, Resident Assistant Secretaries or Attorneys-in-Fact for purposes only of executing and attesting bonds and undertakings and other writings obligatory in the nature thereof, and any such power of attorney or certificate bearing such facsimile signature or facsimile seal shall be valid and binding upon the Company and any such power so executed and certified by such facsimile signature and facsimile seal shall be valid and binding on the Company in the future with respect to any bond or understanding to which it is attached.

I, Kori M. Johanson, the undersigned, Assistant Secretary, of Farmington Casualty Company, Fidelity and Guaranty Insurance Company, Fidelity and Guaranty Insurance Underwriters, Inc., Seaboard Surety Company, St. Paul Fire and Marine Insurance Company, St. Paul Guardian Insurance Company, St. Paul Mercury Insurance Company, Travelers Casualty and Surety Company, Travelers Casualty and Surety Company of America, and United States Fidelity and Guaranty Company do hereby certify that the above and foregoing is a true and correct copy of the Power of Attorney executed by said Companies, which is in full force and effect and has not been revoked.

IN TESTIMONY WHEREOF, I have hereunto set my hand and affixed the seals of said Companies this 27th day of March, 2009

WARNING: THIS POWER OF ATTORNEY IS INVALID WITHOUT THE RED BORDER

Kori M. Johanson
Kori M. Johanson, Assistant Secretary



To verify the authenticity of this Power of Attorney, call 1-800-421-3880 or contact us at www.stpaultravelersbond.com. Please refer to the Attorney-In-Fact number, the above-named individuals and the details of the bond to which the power is attached.

Contract No. C202023
County Watauga

(Rev 7-10-08)

CONTRACT PERFORMANCE BOND

Date of Performance Bond Execution: March 27, 2009
Name of Principal Contractor: James R. Vannoy & Sons Construction Company, Inc.
Name of Surety: Traveler's Casualty & Surety Co of America
Name of Contracting Body: **North Carolina Department of Transportation**
Raleigh, North Carolina
Amount of Bond: \$661,632.55
Contract ID No.: C202023
County Name: Watauga

KNOW ALL MEN BY THESE PRESENTS, That we, the PRINCIPAL CONTRACTOR (hereafter, PRINCIPAL) and SURETY above named, are held and firmly bound unto the above named Contracting Body, hereinafter called the Contracting Body, in the penal sum of the amount stated above for the payment of which sum well and truly to be made, we bind ourselves, our heirs, executors, administrators, and successors, jointly and severally, firmly by these presents.

THE CONDITION OF THIS OBLIGATION IS SUCH, that whereas the principal entered into a certain contract with the Contracting Body, numbered as shown above and hereto attached:

NOW THEREFORE, if the principal shall well and truly perform and fulfill all the undertakings, covenants, terms, conditions, and agreements of said contract during the original term of said contract and any extensions thereof that may be granted by the Contracting Body, with or without notice to the Surety, and during the life of any guaranty required under the contract, and shall also well and truly perform and fulfill all the undertakings, covenants, terms, conditions, and agreements of any and all duly authorized modifications of said contract that may hereafter be made, notice of which modifications to the surety being hereby waived, then this obligation to be void; otherwise to remain in full force and virtue.

IN WITNESS WHEREOF, the above-bound parties have executed this instrument under their several seals on the date indicated above, the name and corporate seal of each corporate party being hereto affixed and these presents duly signed by its undersigned representative, pursuant to authority of its governing body.

Contract No. C202023
County Watauga

(Rev 7-10-08)

CONTRACT PERFORMANCE BOND

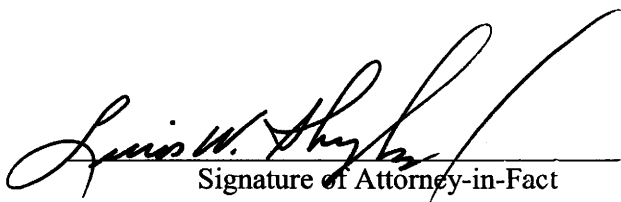
Affix Seal of Surety Company

Traveler's Casualty & Surety of Co of America

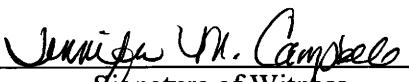
Print or type Surety Company Name

By Lewis W. Shepherd

Print, stamp or type name of Attorney-in-Fact



Signature of Attorney-in-Fact



Signature of Witness

Jennifer M. Campbell

Print or type Witness's name

PO Box 390 West Jefferson, NC 28694

Address of Attorney-in-Fact

Contract No.
County

C202023

Watauga

(Rev 7-10-08)

CONTRACT PERFORMANCE BOND
CORPORATION

SIGNATURE OF CONTRACTOR (Principal)

James R. Vannoy & Sons Construction Company, Inc.

Full name of Corporation

PO Box 635 Jefferson, NC 28640

Address as prequalified

By

Signature of ~~President, Vice President, Assistant Vice President~~
Select appropriate title

J. Dennis Pennington

Print or type Signer's name

Affix Corporate Seal

Attest

Signature of Secretary, ~~Assistant Secretary~~
Select appropriate title

J. Mark Vannoy

Print or type Signer's name



POWER OF ATTORNEY

Farmington Casualty Company
Fidelity and Guaranty Insurance Company
Fidelity and Guaranty Insurance Underwriters, Inc.
Seaboard Surety Company
St. Paul Fire and Marine Insurance Company

St. Paul Guardian Insurance Company
St. Paul Mercury Insurance Company
Travelers Casualty and Surety Company
Travelers Casualty and Surety Company of America
United States Fidelity and Guaranty Company

Attorney-In Fact No. 214726

Certificate No. 000543585

KNOW ALL MEN BY THESE PRESENTS: That Seaboard Surety Company is a corporation duly organized under the laws of the State of New York, that St. Paul Fire and Marine Insurance Company, St. Paul Guardian Insurance Company and St. Paul Mercury Insurance Company are corporations duly organized under the laws of the State of Minnesota, that Farmington Casualty Company, Travelers Casualty and Surety Company, and Travelers Casualty and Surety Company of America are corporations duly organized under the laws of the State of Connecticut, that United States Fidelity and Guaranty Company is a corporation duly organized under the laws of the State of Maryland, that Fidelity and Guaranty Insurance Company is a corporation duly organized under the laws of the State of Iowa, and that Fidelity and Guaranty Insurance Underwriters, Inc. is a corporation duly organized under the laws of the State of Wisconsin (herein collectively called the "Companies"), and that the Companies do hereby make, constitute and appoint

Christopher V. Miller, David C. Miller, and Lewis W. Shepherd

of the City of West Jefferson, State of North Carolina, their true and lawful Attorney(s)-in-Fact, each in their separate capacity if more than one is named above, to sign, execute, seal and acknowledge any and all bonds, recognizances, conditional undertakings and other writings obligatory in the nature thereof on behalf of the Companies in their business of guaranteeing the fidelity of persons, guaranteeing the performance of contracts and executing or guaranteeing bonds and undertakings required or permitted in any actions or proceedings allowed by law.

IN WITNESS WHEREOF, the Companies have caused this instrument to be signed and their corporate seals to be hereto affixed, this 21st day of February, 2006.

Farmington Casualty Company
Fidelity and Guaranty Insurance Company
Fidelity and Guaranty Insurance Underwriters, Inc.
Seaboard Surety Company
St. Paul Fire and Marine Insurance Company

St. Paul Guardian Insurance Company
St. Paul Mercury Insurance Company
Travelers Casualty and Surety Company
Travelers Casualty and Surety Company of America
United States Fidelity and Guaranty Company



State of Connecticut
City of Hartford ss.

By: George W. Thompson, Senior Vice President

On this the 21st day of February, 2006, before me personally appeared George W. Thompson, who acknowledged himself to be the Senior Vice President of Farmington Casualty Company, Fidelity and Guaranty Insurance Company, Fidelity and Guaranty Insurance Underwriters, Inc., Seaboard Surety Company, St. Paul Fire and Marine Insurance Company, St. Paul Guardian Insurance Company, St. Paul Mercury Insurance Company, Travelers Casualty and Surety Company, Travelers Casualty and Surety Company of America, and United States Fidelity and Guaranty Company, and that he, as such, being authorized so to do, executed the foregoing instrument for the purposes therein contained by signing on behalf of the corporations by himself as a duly authorized officer.

In Witness Whereof, I hereunto set my hand and official seal. My Commission expires the 30th day of June, 2006.



Marie C. Tetreault
Marie C. Tetreault, Notary Public

This Power of Attorney is granted under and by the authority of the following resolutions adopted by the Boards of Directors of Farmington Casualty Company, Fidelity and Guaranty Insurance Company, Fidelity and Guaranty Insurance Underwriters, Inc., Seaboard Surety Company, St. Paul Fire and Marine Insurance Company, St. Paul Guardian Insurance Company, St. Paul Mercury Insurance Company, Travelers Casualty and Surety Company, Travelers Casualty and Surety Company of America, and United States Fidelity and Guaranty Company, which resolutions are now in full force and effect, reading as follows:

RESOLVED, that the Chairman, the President, any Vice Chairman, any Executive Vice President, any Senior Vice President, any Vice President, any Second Vice President, the Treasurer, any Assistant Treasurer, the Corporate Secretary or any Assistant Secretary may appoint Attorneys-in-Fact and Agents to act for and on behalf of the Company and may give such appointee such authority as his or her certificate of authority may prescribe to sign with the Company's name and seal with the Company's seal bonds, recognizances, contracts of indemnity, and other writings obligatory in the nature of a bond, recognizance, or conditional undertaking, and any of said officers or the Board of Directors at any time may remove any such appointee and revoke the power given him or her; and it is

FURTHER RESOLVED, that the Chairman, the President, any Vice Chairman, any Executive Vice President, any Senior Vice President or any Vice President may delegate all or any part of the foregoing authority to one or more officers or employees of this Company, provided that each such delegation is in writing and a copy thereof is filed in the office of the Secretary; and it is

FURTHER RESOLVED, that any bond, recognizance, contract of indemnity, or writing obligatory in the nature of a bond, recognizance, or conditional undertaking shall be valid and binding upon the Company when (a) signed by the President, any Vice Chairman, any Executive Vice President, any Senior Vice President or any Vice President, any Second Vice President, the Treasurer, any Assistant Treasurer, the Corporate Secretary or any Assistant Secretary and duly attested and sealed with the Company's seal by a Secretary or Assistant Secretary; or (b) duly executed (under seal, if required) by one or more Attorneys-in-Fact and Agents pursuant to the power prescribed in his or her certificate or their certificates of authority or by one or more Company officers pursuant to a written delegation of authority; and it is

FURTHER RESOLVED, that the signature of each of the following officers: President, any Executive Vice President, any Senior Vice President, any Vice President, any Assistant Vice President, any Secretary, any Assistant Secretary, and the seal of the Company may be affixed by facsimile to any power of attorney or to any certificate relating thereto appointing Resident Vice Presidents, Resident Assistant Secretaries or Attorneys-in-Fact for purposes only of executing and attesting bonds and undertakings and other writings obligatory in the nature thereof, and any such power of attorney or certificate bearing such facsimile signature or facsimile seal shall be valid and binding upon the Company and any such power so executed and certified by such facsimile signature and facsimile seal shall be valid and binding on the Company in the future with respect to any bond or understanding to which it is attached.

I, Kori M. Johanson, the undersigned, Assistant Secretary, of Farmington Casualty Company, Fidelity and Guaranty Insurance Company, Fidelity and Guaranty Insurance Underwriters, Inc., Seaboard Surety Company, St. Paul Fire and Marine Insurance Company, St. Paul Guardian Insurance Company, St. Paul Mercury Insurance Company, Travelers Casualty and Surety Company, Travelers Casualty and Surety Company of America, and United States Fidelity and Guaranty Company do hereby certify that the above and foregoing is a true and correct copy of the Power of Attorney executed by said Companies, which is in full force and effect and has not been revoked.

IN TESTIMONY WHEREOF, I have hereunto set my hand and affixed the seals of said Companies this 27th day of March, 2009.

WARNING: THIS POWER OF ATTORNEY IS INVALID WITHOUT THE RED BORDER

Kori M. Johanson
Kori M. Johanson, Assistant Secretary



To verify the authenticity of this Power of Attorney, call 1-800-421-3880 or contact us at www.stpaultravelersbond.com. Please refer to the Attorney-In-Fact number, the above-named individuals and the details of the bond to which the power is attached.